



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

San Gabriel, et al.

Confirmation No. 4229

Serial No. 10/828,332

Art Unit: 1646

Filed: April 21, 2004

Examiner: G. CHANDRA

For: **NOVEL GLUTAMIC ACID RECEPTOR AND UTILIZATION THEREOF**

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's Final Office Action dated January 6, 2006 wherein claims 28-39 of the above-captioned application were finally rejected; claims 1-3 and 7-15 remained withdrawn; and claims 4-6 and 16-27 remain canceled.

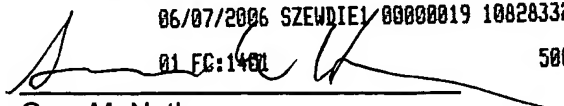
With this Notice, Applicants file a Petition for a second-month extension of time and a check in the amount of \$500.00 for the Notice of Appeal fee (large-entity) under 37 C.F.R. § 41.2(b)(1), and a check in the amount of \$450.00 for the second-month extension of time fee of \$450.00 (large-entity) under 37 C.F.R. §1.17(a)(2).

In addition, submitted herewith is an Amendment and Response submitted responsive to the Advisory Action dated May 5, 2006. It is submitted that claims 28-39 are in condition for allowance, and early notice to that effect is earnestly solicited.

The Commissioner is authorized to charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Date: June 6, 2006
NATH & ASSOCIATES PLLC
112 South West Street
Alexandria, Virginia 22314
Tel: (703) 548-6284
Fax: (703) 683-8396
Rc.26099.appeal.6.6.06

Respectfully submitted,
NATH & ASSOCIATES PLLC

06/07/2006 SZEWDIEI/00000019 10828332
01 FC:1461 500.00 OP

Gary M. Nath
Registration No. 26,965
Susanne M. Hopkins
Registration No. 33,247
Customer No. 20529